

Regular Session, 2010

HOUSE BILL NO. 874

BY REPRESENTATIVES HARRISON, DOVE, AND ST. GERMAIN AND SENATOR
N. GAUTREAUX

HUNTING/LICENSES: Provides relative to the issuance of licenses and stamps for hunting
wild turkey and duck

1 AN ACT

2 To amend and reenact R.S. 56:10(B)(7)(a) and (D), 103(C)(1), 103.1(B)(1), 153, the heading
3 of Subpart A-2 of Part IV of Chapter 1 of Title 56, 164(A) and (B)(introductory
4 paragraph), 165, and 649.1(A) and to repeal R.S. 56:152, 154, 161, 162, and 163,
5 relative to the issuance of stamps for hunting wild turkey and duck; to change the
6 name of the wild turkey stamp to the wild turkey "license"; to provide for a
7 distinction between "duck stamp" and "duck license"; to provide for fees associated
8 with the purchase of duck stamps and issuance of duck licenses; and to provide for
9 related matters.

10 Be it enacted by the Legislature of Louisiana:

11 Section 1. R.S. 56:10(B)(7)(a) and (D), 103(C)(1), 103.1(B)(1), 153, the heading of
12 Subpart A-2 of Part IV of Chapter 1 of Title 56, 164(A) and (B)(introductory paragraph),
13 165, and 649.1(A) are hereby amended and reenacted to read as follows:

14 §10. Annual report to governor; estimate of proposed expenditures; particular funds;
15 warrants; vouchers; surplus funds

16 * * *

17 B.

18 * * *

(7)(a) The monies in the Louisiana Wild Turkey ~~Stamp~~ Fund shall be used solely for the programs and purposes associated with the Louisiana Wild Turkey ~~Stamp~~ Program as provided by R.S. 56:161 et seq. in the amounts appropriated each year to the department by the legislature.

* * *

D. All unexpended and unencumbered monies in the Louisiana Seafood Promotion and Marketing Fund, the Louisiana Duck License, Stamp, and Print Fund, the Louisiana Wild Turkey Stamp Fund, and the Conservation Fund at the end of the fiscal year shall remain in the respective funds. The monies in the funds shall be invested by the treasurer in the same manner as monies in the state general fund. All interest earned on monies invested by the treasurer shall be deposited in the respective funds. The state treasurer shall prepare and submit to the department on a quarterly basis a printed report showing the amount of money contained in the funds from all sources.

* * *

§103. License; license books; returns; transfer of license prohibited

* * *

C.(1) In order to hunt, take, possess, or transport deer, turkey, or bobcat, in Louisiana, in addition to a basic hunting license, a resident shall be required to purchase and have on his person a big game license. In order to hunt, take, possess, or transport waterfowl in Louisiana, in addition to a basic hunting license, a resident shall be required to purchase and have on his person a duck license stamp. The fee for an annual resident duck license shall be five dollars and fifty cents. In order to hunt, take, possess, or transport turkey in Louisiana, in addition to a big game hunting license, a resident shall be required to purchase and have on his person a wild turkey stamp license. The fee for an annual resident wild turkey license shall be five dollars and fifty cents.

* * *

§103.1. Nonresident licenses; penalties

* * *

B.(1) In order to hunt, take, possess, or transport deer or turkey in Louisiana, in addition to a nonresident basic hunting license, a nonresident shall be required to purchase and have on his person a nonresident big game license. In order to hunt, take, possess, or transport waterfowl in Louisiana, in addition to a nonresident basic hunting license, a nonresident shall be required to purchase and have on his person a nonresident duck license stamp. The fee for an annual nonresident duck license shall be twenty-five dollars. In order to hunt, take, possess, or transport turkey in Louisiana, in addition to a nonresident big game hunting license, a nonresident shall be required to purchase and have on his person a nonresident wild turkey ~~stamp~~ license. The fee for an annual nonresident wild turkey license shall be twenty dollars and fifty cents.

* * *

§153. Issuance of duck licenses; regulations; Design design, marketing, and sale of duck stamps and prints

~~A. The department shall issue duck licenses in the same manner as provided for the sale of other licenses. The resident fee for a duck license shall be five dollars and fifty cents, and the fee for a nonresident duck license shall be twenty-five dollars. The duck license shall be signed on its face by the person to whom it is issued.~~

B. The department shall provide by regulation for the annual creation of duck stamps and duck stamp prints, the manner of selection of an artist and the manner of reproduction, distribution, marketing and sale of such stamps and prints. Purchase of such stamps and prints shall not authorize the purchaser to hunt, take, possess, or transport ducks in the state of Louisiana. The secretary is hereby authorized to sell such stamps and prints by the method he deems to be most beneficial to the department, including public or private auction or direct sale to an individual, group, or organization. The cost for a resident duck stamp shall be five

1 dollars and fifty cents and the cost for a nonresident duck stamp shall be twenty-five
2 dollars. The department shall retain exclusive ownership and production rights to
3 the design for reproduction of duck stamps and prints to sell to hunters, collectors,
4 and other interested persons. Upon completion of this process, the original artwork
5 shall be returned to the artist.

6 * * *

7 SUBPART A-2. LOUISIANA WILD TURKEY FUND

8 ~~STAMP PROGRAM~~

9 * * *

10 §164. Louisiana Wild Turkey ~~Stamp~~ Fund; purposes

11 A. Funds received by the Department of Wildlife and Fisheries pursuant to
12 the sale of wild turkey licenses shall be placed in the Louisiana Wild Turkey ~~Stamp~~
13 Fund as provided by R.S. 56:10(B).

14 B. Subject to appropriation, the monies in the Louisiana Wild Turkey ~~Stamp~~
15 Fund shall be used:

16 * * *

17 §165. Reciprocal agreements

18 The department may negotiate a reciprocal agreement with any state that
19 shares a common boundary with Louisiana if the neighboring state has a similar wild
20 turkey stamp or license requirement and fee. The agreement may permit a resident
21 of the state with which the agreement is made to hunt wild turkey in this state
22 without a Louisiana wild turkey ~~stamp~~ license if the person possesses a wild turkey
23 stamp or license issued by the other state.

24 * * *

25 §649.1. Lifetime hunting license

26 A. Any bona fide resident of this state may obtain a lifetime hunting license.
27 The lifetime hunting license shall be in lieu of the following recreational hunting

1 licenses ~~and stamps~~: basic hunting, big game, primitive firearms, bow hunting, the
2 Louisiana duck license, the WMA hunting permit, and the wild turkey ~~stamp~~ license.

3 * * *

4 Section 2. R.S. 56:152, 154, 161, 162, and 163 are hereby repealed in their entirety.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Harrison

HB No. 874

Abstract: Revises provisions relative to the issuance of stamps for hunting turkey and duck.

Present law requires that in order to hunt turkey one must obtain a wild turkey stamp and provides that the funds collected for such stamps be deposited to the Wild Turkey Stamp Fund. Proposed law changes the name to turkey "license" rather than "stamp". Retains provision for deposit of funds but changes the name of the fund to "Wild Turkey Fund".

Present law provides for a \$5.50 fee for resident turkey stamps and \$25.50 for nonresident stamps. Proposed law retains the fees.

Present law requires that in order to hunt ducks one must obtain a duck stamp for \$5.50 for residents and \$25 for nonresidents. Also provides for design of such stamp and sale of stamps and prints by the Dept. of Wildlife and Fisheries.

Proposed law provides for a duck license necessary to hunt duck for a cost of \$5.50 for residents and \$25 for nonresidents. In addition, proposed law provides for design and sale of a duck stamp which cannot be used to allow hunting duck. Provides for sale of such stamps for \$5.50 for residents and \$25 for nonresidents. Retains provisions relative to sale of prints of the duck stamp.

(Amends R.S. 56:10(B)(7)(a) and (D), 103(C)(1), 103.1(B)(1), 153, the heading of Subpart A-2 of Part IV of Chapter 1 of Title 56, 164(A) and (B) (intro. para.), 165, and 649.1(A); Repeals R.S. 56:152, 154, 161, 162, and 163)